

**U.S. EPA
CERCLA SECTION 104(e)
REQUEST FOR INFORMATION AND DOCUMENTS
EAST WATERWAY OPERABLE UNIT
HARBOR ISLAND SITE**

Please note: This Information Request includes instructions for responding to this request and definitions of words such as “Respondent,” “Property,” “Material,” “Identify,” and “Investigation Area” used in the questions. Please provide responses to all the questions in this Information Request for each Property identified in response to Question 4 of Section 2.0, when appropriate. You must answer the Questions in this Information Request related to properties or facilities outside the Investigation Area if Question 4, Section 2.0 specifically instructs you to do so. For each response clearly identify the Property or Properties to which the response applies.

INFORMATION REQUEST QUESTIONS

Northwest Cascade Inc. (“NW Cascade”) provides the following responses, objections, and requests for confidentiality of documents to the requests for information propounded by the United States Environmental Protection Agency, Region X (“EPA”) pursuant to Section 104(e) of the Comprehensive, Environmental, Response Compensation and Liability Act, 42 U.S.C. Section 9601 et seq. (“CERCLA”). NWC has undertaken substantial efforts to locate and assemble information and documents responsive to these requests. NW Cascade is continuing to investigate facts and historical documents and these responses and the documents produced are based on the information presently available to NW Cascade. These responses are subject to amendment or supplementation and NW Cascade specifically reserves its rights to amend or supplement its responses. The information provided is true and correct to the best of NW Cascade’s knowledge and is subject to correction for inadvertent errors, mistakes or omissions.

NW Cascade objects to the scope of these requests because if read literally they are overly broad and unduly burdensome. NW Cascade has undertaken reasonable efforts to locate and assemble the information requested using reasonable and practicable interpretation of the information requests.

NW Cascade objects to the requests as seeking information not relevant to the Harbor Island East Waterway Operable Unit.

NW Cascade generally objects to the production of documents or information that would require the disclosure of information protected by the attorney-client privilege and/or attorney work product doctrine.

At EPA’s request, NW Cascade has segregated documents and information responsive to these requests which NW Cascade wishes to be kept confidential pursuant to 40 C.F.R. Section 211.

NW Cascade will be producing the designated confidential information stamped or otherwise noted as such ('CBI'). The contents include, for example, trade practices not commonly known, tax, cost and financial information that, if shared with persons outside of EPA, will harm NW Cascade's business and competitive position. NW Cascade requests sufficient advance notice of a determination to disclose any CBI material by the EPA so that NW Cascade may, if necessary, initiate a federal court action to obtain judicial review of such determination.

NW Cascade will continue to review its files in response to these requests. Any responsive documents identified in response to that search will be produced as soon as practicable upon completion of the search. The potentially responsive documents include emails and other electronic documents which may reside on remote computer servers now owned or controlled by NW Cascade.

NW Cascade is producing its responsive documents in the same manner in which they are generally kept in the ordinary course of business. NW Cascade has segregated documents into subject matter areas which are identified in the index provided herewith, but not specifically as responsive to any particular request as the burden of doing so is substantially the same for U.S. EPA as NW Cascade.

Section 1.0 Respondent Information

1. Identification and Association with Subject Property

a. Provide the full legal, registered name and mailing address of Respondent.

RESPONSE: The legal name of the Respondent is Northwest Cascade, Inc. dba Honey Bucket ("NW Cascade").¹

Mailing Address: Northwest Cascade, Inc.
10412 John Bananola Way E.
Puyallup, WA 98374-9333

b. For each person answering these questions on behalf of Respondent, provide:

RESPONSE: The following individuals assisted in preparing the responses herein. Contact information is provided for informational purposes only as contact for Respondent should be through counsel identified in response to question 1.c.

Greg Potts
President, Northwest Cascade, Inc.
10412 John Bananola Way E.
Puyallup, WA 98374-9333

¹ Note, EPA's definition of "Respondent" as "NW Cascades, Inc." is not the correct legal name. The legal name of the entity responding herein is "Northwest Cascade, Inc.".

Ph: 253-848-2371
Email: greg@nwcascade.com

Ron Inman
Vice President – Honey Bucket
10412 John Bananola Way E.
Puyallup, WA 98374-9333
Ph: 253-848-2371
Email: ron@nwcascade.com

Tim Petersen
Honey Bucket, Manager Washington Area
10412 John Bananola Way E.
Puyallup, WA 98374-9333
Ph: 253-848-2371
Email: tim@nwcascade.com

- c. **If Respondent wishes to designate an individual for all future correspondence concerning this Site, please indicate here by providing that individual's name, address, telephone number, fax number, and, if available, electronic mail address.**

RESPONSE: Please direct future correspondence concerning this Site to:

Andrew L. Zabel
Houlihan Law, P.C.
100 N. 35th Street
Seattle, WA 98103
Phone: (206) 547-1752
Email: andy@houlihan-law.com

- d. **Provide the address of each Subject Property, the time period when Respondent held any ownership or other interest in the Subject Property, and the type of interest held.**

RESPONSE: Pursuant to the definition of “Subject Property” in the Request for Information, the only “Subject Property” NW Cascade had any possessory interest in was the leased portion of the real property located at 3414 2nd Avenue South Seattle, Washington (“Subject Property”).² Between April 1, 2000 and March 31, 2018, NW Cascade leased the 1,360 square foot cinder-block building located in the northeast corner of the Property, and the adjacent paved storage yard area identified as “30,000 square feet of the rear portion” of the Subject Property. The

² NW Cascade’s leases are provided at Exhibit H, NWC001746-1784.

Lessor of the Subject Property is Package Service, Inc. Honey Bucket is the only entity that operated at the Subject Property though vehicles branded for other “dba’s” of NW Cascade including FloHawks may have briefly been present at the Subject Property to pick up or drop off materials, sanitary waste or supplies. Beginning on April 1, 2018 NW Cascade moved its operations to a new site located more than one mile from the EWOU. Beginning April 1, 2018 reduced its leased area to a three hundred square foot portion of the Subject Property to utilize the permitted pretreatment infrastructure.³ NW Cascade did not lease or use the larger building located in the center of the Subject Property. A map showing the leased area is provided for reference.⁴ NW Cascade did not own or lease any other properties within 1 mile of the EWOU.

e. Identify all materials used or created by Respondent’s activities or operations on each Subject Property.

RESPONSE: A summary of NW Cascade’s materials as of 2004⁵, 2011, and 2016, along with Material Safety Data Sheets (“MSDS”) is at Exhibit A⁶, hereto. The materials consist of commercial cleaners and sanitation products used for the maintenance, use and repair of portable toilets and materials used for the minor on-site maintenance of distribution trucks. Additional MSDSs are provided that represent materials that were potentially on the Subject Property as a result of their presence on the vehicles (i.e. gasoline, diesel fuel, off-road diesel, etc.) or use by other subsidiaries (i.e. paint removal chemicals, paint, concrete, methanol, mercury) but these materials were not regularly stored or distributed at the Subject Property.⁷

NW Cascade conducted vehicle maintenance in the south bay of its leased building. Materials involved in vehicle maintenance and repair activities included motor oil and to a lesser degree brake cleaner, hydraulic fluid, grease and transmission fluid. Use, storage and disposal of materials associated with vehicle maintenance and repair at the property is addressed in response to Question 1.h.

f. Provide copies of all documents regarding the ownership or environmental conditions of the Subject property, including but not limited to, deeds, sales contracts, leases, surveys, investigations, sampling, reports, blueprints, “as built” and photographs.

RESPONSE: NW Cascade is providing the responsive leases, photographs, plans and sampling reports which are within its custody or control as a lessee of the Subject Property as described in the Production Index.

3 2018 Lease is at NWC001749.

4 NWC001616 Map of leased area Subject Property.

5 The 2004 MSDS Inventory at NWC000001 includes any item used at any site by any of NW Cascades business lines. There are no records indicating that these materials were actually present at the Subject Property. There is no indication that the materials used or likely present at the Subject Property differ from the focused MSDS lists produced for 2011 and 2016 at NWC000021 and NWC000237, respectively.

6 NWC000001 – 1202.

7 The larger dock-high warehouse building on the Subject Property was leased to and occupied by unaffiliated entities. Materials and operations in that building are not known to NW Cascade nor described herein.

NW Cascade did not identify the following documents in its records but will produce any records it identifies in a supplemental production: deeds, sales contracts, surveys, investigations, blueprints and “as built.”

- g. **Provide information on the condition of the Subject Property when purchased or at the beginning of the relevant time period; describe the source, volume and content of any fill used during the construction of the buildings, including waterside structures such as seawalls, wharves, docks or marine ways.**

RESPONSE: NW Cascade first leased the Subject Property on April 1, 2000 and its response is limited to the condition of the Subject Property for its leased period. The building condition, configuration and general exterior infrastructure was in substantially its current condition at the lease commencement date. NW Cascade produced photographs of the building condition and exterior areas during the term of its tenancy and at the end of the lease in 2018.⁸ No fill was imported or removed as the Property was occupied with buildings or asphalt paved surfaces. NW Cascade did install the wastewater pretreatment system along the north Subject Property boundary.⁹ Minor amounts of soil may have been disposed of off-site as part of that work but no records were identified by NW Cascade.

- h. **Describe the activities or operations at each Subject Property including:**
 - i. **the date such activities or operations commenced and concluded; and:**
 - ii. **the types of activities or operations performed at each subject Property, including but not limited to the use, storage, or disposal of any materials in an outdoor location.**

RESPONSE: NW Cascade incorporates its response to Question 1.d regarding the timeframe for its operations at the Subject Property. Operations were consistent across that time though the volume of business fluctuated. The Subject Property was used as a storage yard and wastewater pre-treatment site for NW Cascade’s portable restrooms operations. It continues to be used as a pre-treatment site for sanitary wastewater from the portable restroom operations.

From April 1, 2000 through March 31, 2018, operations included storage and preparation of clean, portable restrooms for distribution; distribution of portable restrooms by truck; temporary storage of used restrooms (prior to transport to an off-site cleaning and repairs facility); minor truck repair and maintenance work; and pretreatment of sewage from truck-mounted sewage tanks. The building NW Cascade leased on the Subject Property housed a small office and storage area for supplies used for restocking clean, portable restrooms for distribution. The southern service bay was used for minor repair and maintenance of the distribution trucks.

Operational photographs are at NWC 001601-1614.

⁸ Moveout photographs are at NWC 004170-4189.

⁹ Pre-treatment system installation/excavation photographs are at NWC 001582-1599.

NW Cascade's Typical Operations and Materials

Daily operations consisted of the following activities: a supervisor arriving to conduct an inspection of the trucks and address requisite repairs (usually replacement of head/tail/brake/marker lights). The supervisor assisted drivers to load portable restrooms and supplies onto their trucks for distribution. After the drivers were out, the supervisor would inventory the portable restrooms and appurtenant supplies (toilet tissue, paper towels, seat covers, soap, hand sanitizer, PT50 additive, urinal cleaner, and miscellaneous repair parts).¹⁰

At the end of the day, each driver performed a post-trip inspection of their truck and connected the truck-mounted sewage tank to the pretreatment system via an onboard pump and dedicated hose and couplings for pump-out to the pre-treatment system. Sewage in the truck-mounted tank originated from portable restrooms at customer locations. The portable restrooms were pumped at the customer site into truck-mounted sewage tanks to avoid issues during transportation. Operations required twelve distribution trucks be stationed at the Subject Property.¹¹ Varying numbers of personal vehicles and support trucks were present at the Subject Property during NW Cascade's lease. Truck sewage capacities range from 450 to 1300 gallons.

Upon arrival at the Subject Property the contents of the truck-mounted sewage tank were directed to the pre-treatment system prior to discharging to the sanitary sewer. The pre-treatment system included a screen (to screen out garbage) and into an underground settling tank for fines that was ultimately discharged to the King County sanitary sewer system.¹² The drivers would refill the truck-mounted freshwater tank and restock on-board supplies. They would then park the truck prepared for use the following day. NW Cascade does not currently park, service or store trucks at the Subject Property.

In the evenings, the yard was restocked with clean portable restrooms and the dirty restrooms were loaded on trucks for transport to an off-site cleaning and repair facility. Initially vehicle fueling was done off-site at Pacific Pride locations. In fall of 2013, a mobile fuel company (AmeriFuel) was contracted to refuel the distribution trucks while parked for the evening at the Subject Property. All fueling done with drip pans and sorbent pads at any connection point per the SPCC for the Subject Property.¹³

Vehicle Maintenance

NW Cascade performed basic vehicle maintenance at the Subject Property. Approximately every two months a mechanic would service the distribution trucks at the south bay (east side) of the building.¹⁴ Service consisted primarily of motor oil changes. Infrequently, antifreeze was

10 Interview with Ron Inman, Vice President, August 5, 2020 regarding standard operations at the Subject Property.

11 Vehicle logs are provided at NWC001618-1740.

12 Photographs from pretreatment system installation are provided at NWC001582-1599. Pictures of the pretreatment system as of 2018 are provided at NWC004233.

13 SPCC Plan NWC1556-1572.

14 Interview with NW Cascade Fleet Manager Tom Skolrud, August 27, 2020.

topped up, and brake servicing or repair of broken hydraulic lines were conducted. Major repairs were conducted off-site. Vehicle repairs were conducted over a competent concrete floor. No floor drains were located in the repair area. Used oil was pumped into a 55-gallon drum stored in the building over secondary containment. A waste products disposal vendor would remove and recycle the waste oil and antifreeze off-site.¹⁵

Material Storage and Disposal

According to NW Cascade and un accordance with the Spill Prevention Control and Containment Plans, materials were stored in closed containers, inside the building on competent concrete and away from the four on-site storm water catch-basins located in the parking areas. Materials were stored in 55-gallon drums (i.e. Walex PT 50 deoderizer) or smaller 10, 5 and 1 gallon size commercial size containers in accordance with the manufacturer specifications. Consumer size quantities (i.e. 1 gallon, pint or quart) of brake cleaner, graffiti removal products and similar materials used for minor vehicle maintenance and reconditioning of portable toilets were also stored at the Subject Property.

Solid Waste Management

A dumpster was used to collect and store non-hazardous solid waste for off-site disposal. Invoices for solid waste disposal services were not immediately available.¹⁶

Liquid Waste Management

The wastewater pretreatment system consisted of an aboveground solids screen for large waste materials, a 2,000 gallon in-line settling tank and an additional settling vault tank was installed in 2016 to provide additional solids removal, prior to discharge to the sewer. The permitted maximum daily flow of the system was originally 5,000 gallons per day, but increased to 12,000 gallons per day in 2011 and 18,000 gallons per day in 2016. Meter readings and discharge permits are provided in Exhibits B and C. Solids are regularly cleaned out per the operating permits Best Management Practices by NW Cascade's eductor trucks and disposed of as solid waste via the on-site dumpster.

- i. **Describe each release of materials at or from a Subject Property, including the type and quantity of materials, the location of the release, the impacted media and the response.**

RESPONSE: No reportable or significant releases of materials are known to have occurred at the Subject Property during the term of NW Cascade's lease.¹⁷ De minimis oil staining may have

¹⁵ Waste oil and antifreeze invoices from APES at NWC 004120-4169.

¹⁶ NW Cascade continues to review its files, and if it identifies responsive documents it will include them in a supplemental production.

¹⁷ Interview with Ron Inman, August 25, 2020.

occurred where vehicles were parked and serviced. De minimis releases of sewage and or/associated chemicals may have occurred during the Lease term in the course of connecting hoses and transferring sewage from trucks to the pre-treatment system. The de minimis releases did not trigger a response under NW Cascade's SPCC. De minimis releases, if any, occurred over competent pavement.¹⁸ All runoff on the Subject Property is captured in the on-site catch-basins routed to the sanitary sewer. NW Cascade is not aware of any such de minimis releases impacting soil or groundwater at the Subject Property. No response or remedial action concerning soil, groundwater or air have been performed at the Subject Property by or related to NW Cascade's operations.

j. **Provide information on past dredging or future planned dredging in the EWOU.**

RESPONSE: Respondent has not operated on or adjacent to the EWOU. Respondent has no knowledge of, or control over, any dredging within the EWOU.

k. **Provide all documents pertaining to the use, storage, or disposal of any hazardous substances, pollutants, or contaminants at the Subject Property.**

RESPONSE:

Exhibit A: Summary lists of material used at the Subject Property and associated MSDS's.

Exhibit B: Sewer permit authorizations and renewals from 2001, 2005, 2011 and 2016 (included in this response because NW Cascade addressed an exceedance of 1,4-dichlorobenzene to the Seattle/King County municipal sewer system).

Exhibit C: Municipal sewer, and industrial wastewater monitoring documents (included in this response because NW Cascade addressed temporary exceedances of 1,4-dichlorobenzene to the King County sanitary sewer system).

Exhibit D: Spill Prevention Control and Containment ("SPCC") plans for NW Cascade's operations at the Subject Property.

Exhibit I: Disposal records.¹⁹

In September 2011, King County's wastewater treatment division sent a notice of violation ("NOV") to NW Cascade for an exceedance of 1,4 dichlorobenzene ("1,4 DCB") in its wastewater discharges to the sanitary sewer.²⁰ NW Cascade was not required to test for 1,4 DCB. NW Cascade was unaware of the source of the 1,4 DCB. It's subsequent investigation in response to the NOV identified the source was likely urinal blocks, but they had not been present at the Subject Property in the 18 months prior to the detection in the sanitary sewer. According

18 Sewer Map and SPCC Plan Reference/Sewer Asset Detail provided by King County at NWC001573.

19 NW Cascade continues to review its records and has contacted its vendors for additional documentation if available. If additional documentation is identified it will be provided in a supplemental response.

20 NWC002674.

to NW Cascade's investigation, 1,4 DCB would normally evaporate from the blocks before dissolution into the portable restroom urinal. EPA states that 1,4 DCB is "practically insoluble in water".²¹ In limited cases, small pieces of the urinal block would become submerged in the holding tank precluding further evaporation. In this limited instance the 1,4 DCB would be transferred to the settling tank and ultimately to the sanitary sewer.²²

Upon receipt of the NOV, NW Cascade worked closely with the City of Seattle and King County to identify potential sources, clean the respective sanitary sewer lines, dispose of affected sediment, and implement additional testing and process controls to ensure 1,4 DCB was not present in materials at the Subject Property or in future sewer discharges. NW Cascade's letter dated November 4, 2011 details these changes including a review of all products to confirm 1, 4 DCB was eliminated from the Subject Property.²³

In response on November 9, 2011, King County issued a "No Further Action" letter to NW Cascade resolving the matter and specifically noting that NW Cascade "had taken a number of corrective actions" and that subsequent testing was non-detect for 1,4 DCB.²⁴

1. **Provide all information on electrical equipment used at the Subject Property, including transformers or other electrical equipment that may have contained polychlorinated biphenyls (PCBs).**

RESPONSE: Electrical equipment at the Subject Property consisted of standard electrical service for commercial properties. There were no transformers, capacitors or other electrical equipment installed or used by or for NW Cascade's operations at the Subject Property. Some interior lights were fluorescent, but all are reported to have been in good condition. The electrical equipment at the Subject Property was in place part of the building when NW Cascade moved in, and remained at the time NW Cascade's lease ended. No broken fluorescent light ballasts were noted or handled by NW Cascade during the lease term.

- m. **Provide information on the type(s) of oils or fluids used for lubrication of machinery or other industrial purposes, and any other chemicals or products which are or may contain hazardous substances, pollutants, or contaminants which are or were used at the Subject Property.**

RESPONSE: The only oil regularly used at the Subject Property was motor oil for vehicles. Infrequently repairs to broken hydraulic lines required minor amounts of hydraulic fluid (i.e. tractor fluid). Minor amounts of grease to maintain the vehicles were also used and stored on site. MSDS for motor oil, hydraulic oil and grease products are provided.²⁵ The use and

21 National Institute of Health 1,4 DCB Information Sheet: https://pubchem.ncbi.nlm.nih.gov/compound/1_4-Dichlorobenzene#section=Computed-Properties

22 Interview with Ron Inman August 5, 2020.

23 NWC 002669.

24 Id.

25 MSDS listed for motor oil at NWC 000021. Note some oil used by NW Cascade was considered "food grade" or

quantities of motor oil are discussed in response to Question 1.h and incorporated herein by reference. Other than the vehicles used to transport people and portable toilets, the only equipment on the Subject Property was small hand tools and power tools and the pretreatment equipment used to filter and transfer sewage including small pumps and other small equipment.

NW Cascade summarized the chemicals typically used in response to Question 1.h, and provided the Material Safety Data Sheets in Exhibit A.

NW Cascade used non-carcinogenic Walex PT-50 used in portable toilets as described in Question 1.h. The primary component is ethyl alcohol and proprietary surfactants. MSDSs for the deodorant blocks used in urinals until approximately 2010 containing 1,4 DCB were not available, but more recent non-1,4 DCB urinal blocks are provided in Exhibit A.²⁶ NW Cascade described the vehicle maintenance fluids and chemicals in response to Question 1.h.

- n. **Provide any Subject Property drainage descriptions plans or maps that include information about storm drainage which includes, but is not limited to, above or below surface piping, ditches, catch basins, manholes, and treatment/detention or related structures including outfalls. If available, also include information about connections to each sanitary sewer.**

RESPONSE: NW Cascade provides the following responsive documents within its custody and control:

Exhibit E: Sewer maps.

Exhibit F: Stormwater catch basin map (in 2006 correspondence from King County).

The four stormwater catch basins on the Subject Property are connected to the sanitary sewer. The pre-treatment systems connection to the sanitary sewer is described above in response to Question 1.h.

- o. **With respect to past activities or operations at each Subject Property, provide copies of any stormwater or drainage studies, including data from sampling, conducted at the Subject Property. Also provide copies of any Stormwater Pollution Prevention Plans or Maintenance Plans or Spill Plans that may have been developed for different operations during Respondent's occupation of the Subject Property.**

RESPONSE: NW Cascade provides the following responsive documents within its custody and control:

biodegradable and non-toxic (i.e. FG 48 and FG 68 oil).

26 MSDS for Walex PT-50 deodorant at NWC000007; NWC000076; and NWC000825; Urinal Blocks at NWC000018; NWC000024; NWC000519.

NW Cascade provided the sanitary wastewater sampling documentation in Exhibits B and C. Spill Prevention Containment and Control plans for NW Cascade operations are provided in Exhibit D. NW Cascade did not have a stormwater discharge permit and was not required to sample stormwater.

- p. **Describe each underground storage tank present at any time on a Subject Property, including but not limited to the size and location of the tank, the materials stored in the tank, the time period of use, whether any material leaked from the tank, the type and quantity of leaked material, and the response to the leaked material.**

RESPONSE: NW Cascade does not know of, and did not use any, regulated underground storage tanks. Pretreatment settling vaults were used by NW Cascade on the Subject Property during the term of its lease as described above. NW Cascade is not aware of any releases to the environment from the pre-treatment system or vaults.

- q. **Provide the names and last known address of any tenants or lessees, the dates of their tenant and a description of the activities or operations they conducted while present at the Subject Property.**

RESPONSE: NW Cascade identified one prior tenant, General Transport.²⁷ NW Cascade has no information on the last known address or lease dates for General Transport. NW Cascade is not aware of other prior tenants. Based on information and belief the Property is currently occupied by Pacific Logistics, Inc. which operates a commercial heavy transportation business.

- r. **If Respondent, its parent corporation, subsidiaries or other related or associated companies have filed for bankruptcy, provide:**
- i. **The U.S. Bankruptcy Court in which the petition was filed;**
 - ii. **The docket numbers of such petition;**
 - iii. **The date the bankruptcy petition was filed;**
 - iv. **Whether the petition is under Chapter 7 (liquidation), Chapter 11 (reorganization), or other provision; and**
 - v. **A description of the current status of the petition.**

RESPONSE: Neither NW Cascade, nor any parent, subsidiary, or other related or associated company, has filed for bankruptcy.

- s. **If not already provided, identify and provide a last known address or phone number for all persons, including Respondent's current and former**

²⁷ See letter agreement at NWC 001746.

employees or agents, other than attorneys, who have knowledge or information about the generation, use, purchase, storage, disposal, placement, or other handling of hazardous substances, pollutants, or contaminants, or transportation of hazardous substances, pollutants, or contaminants to or from the Subject Property.

RESPONSE: Without admitting that hazardous substances, pollutants or contaminants were used, purchased, stored, disposed, placed, or otherwise handled or transported to or from the Subject Property. The following persons have knowledge of NW Cascade's operations at the Subject Property:

- Ron Inman, VP Honey Bucket Operations, cell (253) 405-6625
- Tom Rogers, Environmental Manager, cell (b) (6)
- Tim Petersen, Honey Bucket Operations Manager, cell (253) 606-2855
- Jeff Nagrodski, On-Site Supervisor, cell (b) (6) (no longer employed by NW Cascade)
- Eric Wright, Safety Director, cell (253) 405-1355
- Tom Skolrud, Fleet Manager, cell (253) 405-4050

2. Financial Information

- a. Provide true and complete copies of all federal income tax documents, including all supporting schedules for 2015, 2016, 2017, 2018, and 2019. Provide the federal Tax Identification Number and, if documentation is not available, explain why in detail.**

RESPONSE: NW Cascade provides the following responsive documents within its custody and control under a claim that it is business confidential as it pertains to the unique operation and financial condition of a non-public company, the disclosure of such information could adversely impact NW Cascade's ability to operate its business:

Exhibit K: Tax returns for Northwest Cascade Inc.²⁸ Tax returns are produced under a claim of business confidential information ("CBI") as required pursuant to 42 USC 9604(e)(7)(E)(7)(iii) because disclosure of the CBI-designated documents could cause substantial harm to the competitive position of NW Cascade. All Information marked CBI has been segregated from other responsive documents and produced with a header indicating its CBI status.

²⁸ NWC 002680-4119. Subject to claim of Confidential Business Information.

- b. **Provide Respondent's financial interest in, control of, or that Respondent is a beneficiary of any assets (in the U.S. or in another country) that have not been identified in the federal tax returns or other financial information to be presented to the EPA. If there are such assets, identify each asset by type of asset, estimated value, and location.**

RESPONSE: NW Cascade has no such assets.

- c. **If Respondent is, was at any time, a subsidiary of, otherwise owned or controlled by, or otherwise affiliated with another corporation or entity, then describe the full nature of each such corporate relationship, including but not limited to:**
- i. **A general statement of the nature of the relationship, indicating whether the affiliated entity had, or exercised, any degree of control over the daily operations or decision-making of Respondent's business operations at the Subject Property;**
 - ii. **The dates such relationship existed;**
 - iii. **The percentage of ownership of Respondent that is held by such other entity(ies);**
 - iv. **For each such affiliated entity provide the names and complete addresses of its parent, subsidiary, and otherwise affiliated entities, as well as the names and addresses of each such affiliated entity's officers, directors, partners, trustees, beneficiaries, and/or shareholders owning more than five percent of that affiliated entity's stock;**
 - v. **Providing any and all insurance policies for such affiliated entity(ies) which may possibly cover the liabilities of Respondent associated with the Subject Property or the EWOU; and**
 - vi. **Provide any and all corporate financial information of such affiliated entities, including but not limited to total revenue or total sales, net income, depreciation, total assets and total current assets, total liabilities and total current liabilities, net working capital (or net current assets) and net worth.**

RESPONSE: NW Cascade is not owned by, or a subsidiary of any other entity.

3. Insurance Coverage

- a. **Provide copies of all property, casualty and or liability insurance policies, and any other insurance contracts referencing the Subject Property or**

EWOU and/or Respondent's business operations (including but not limited to, Comprehensive General Liability, Environmental Impairment Liability, Pollution Legal Liability, Cleanup Cost Cap or Stop Loss Policies). Include, without limitation, all primary, excess and umbrella policies which could be applicable to costs of environmental investigation and/or cleanup and include the years such policies were in effect.

RESPONSE: NW Cascade is providing responsive documents within its custody or control:

Exhibit I: Insurance policies for NW Cascade and payment summary.

- b. **If there are any such policies from question 5a [sic] above which existed, but for which copies are not available, identify each such policy by providing as much of the following information as possible:**
- i. **The name and address of each insurer and of the insured;**
 - ii. **The type of policy and policy numbers;**
 - iii. **The per occurrence policy limits of each policy; and**
 - iv. **The effective dates for each policy.**

RESPONSE: NW Cascade produced all policies within its custody or control, and will provide a supplemental response if it identifies additional policies.

- c. **Identify all insurance brokers or agents who placed insurance for Respondent at any time during the period being investigated, as identified at the beginning of this request and identify the time period during which such broker or agent acted in this regards.**

RESPONSE: NW Cascade's insurance broker during the lease term for the Subject Property was:

Propel Insurance
1201 Pacific Avenue, #100
Tacoma, WA 98402

- d. **Identify all communication and provide all documents that evidence, refer, or relate to claims made by or on behalf of Respondent under any insurance policy in connection with the Subject Property or EWOU. Include any responses from the insurer with respect to any claims.**

RESPONSE: NW Cascade has not tendered any insurance claims related to the Subject Property or the EWOU.

- e. **Identify any previous settlement with any insurer in connection with the Subject Property or EWOU, or for any claims for environmental liabilities during the time period under investigation. Include any policies surrendered or canceled by Respondent or insurer.**

RESPONSE: NW Cascade has not entered into any settlements or tendered any claims related to the Subject Property or the EWOU.

- f. **Identify any and all insurance, accounts paid or accounting files that identify Respondent's insurance policies.**

RESPONSE: NW Cascade has provided a payment history it maintained in the ordinary course of business identifying policies for the Subject Property. See Exhibit G.

- g. **Identify any and all insurance, accounts paid or accounting files that identify Respondent's insurance policies.**

RESPONSE: NW Cascade is providing a summary of its payments and policy numbers as part of Exhibit G.

- h. **Identify Respondent's policy with respect to document retention.**

RESPONSE: NW Cascade does not have a formal document retention policy. It typically maintains written records for seven years and electronic files are maintained in the ordinary course of business. Personnel files are maintained for without time limitation.

4. Compliance with This Request

- a. **Describe all sources reviewed or consulted in responding to this Request, including, but not limited to:**
 - i. **The name and current job title of all individuals consulted; and**

RESPONSE: The individuals named in response to question 1.a were interviewed regarding these responses and those responses are incorporated herein by reference.

- ii. **The location where all documents reviewed are currently kept.**

RESPONSE: NW Cascade maintains most files electronically in its office, but limited paper files are retained in its office and were also reviewed for responsive documents.

[Declaration on Following Page]

DECLARATION

I declare under penalty of perjury that I am authorized to respond on behalf of Respondent and that the foregoing is complete, true, and correct.

Executed on _____, 2020.

Signature

Type or Print Name

Title

Mailing Address: 10412 John Bananola Way E.
 Puyallup, WA 98374-9333